IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SECOND DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

WRIT PETITION NO : 8668 of 1995

Between:

G. Murali Krishna S/o. Narayana,
R/o. Wyra (Mandal), Stage Pinapaka, Khammam District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep. by its Principal

Secretary to Government, Employment & Training (Labour)

Department, Secretariat, Hyderabad.
2 The Executive Engineer,
(R&B) Division, Khammam, Khammam District.
3 The Assistant Commissioner of Labour,
Khammam, Khammam District.

.....RESPONDENTS.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue an order, writ or direction, especially one in the nature of writ of Mandamus, declaring the action of the 2nd Respondent herein in terminating the service of the petitioner from 1-8-1994 (as claimed by him in the letter written to Asst. Commissioner of Labour) as illegal and therefore violation of Section 33 of I.D.Act and further declare that non-regularisation of services of the petitioner is violative of Articles 14 & 16 of Constitution of India are arbitrary and contrary to Constitution of India and further declare that the petitioner is entitled to regularisation in terms of

G.O.Ms.No. 212 dated 24-4-1994 .

Counsel for the Petitioner: MR. M.SURENDER RAO

Counsel for the Respondents: GP FOR LABOUR

The Court made the following:

ORDER:

The writ petition is filed challenging the action of the second respondent in terminating the service of the petitioner from 01.8.1994.

2. I find that the writ petition is not maintainable, as the petitioner has to first approach the A.P. Administrative Tribunal for necessary relief, if he so chooses.

3. The writ petition is, accordingly dismissed. However, I leave it open to the petitioner to approach the A.P. Administrative Tribunal, if he chooses for appropriate relief.

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G.BIKSHAPATHY,J

Date: 02nd December 2004.

Chvn/BSB

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Principal Secretary to Government Government of Andhra

Pradesh, Employment & Training (Labour)

Department, Secretariat, Hyderabad.

2 The Executive Engineer,
(R&B) Division, Khammam, Khammam District.

3 The Assistant Commissioner of Labour,
Khammam, Khammam District.

4. Two CCs to the Government Pleader for Labour, High Court

Buildings, Hyderabad (OUT).

5. Two CD copies.